

**Before the  
Federal Communications Commission  
Washington, D.C. 20554**

<b>In the Matter of</b>	)	
	)	
<b>Digital Broadcast Content Protection</b>	)	<b>MB Docket No. 02-230</b>
	)	

**OPPOSITION TO“PETITION FOR RECONSIDERATION AND  
CLARIFICATION OF THE NATIONAL CABLE &  
TELECOMMUNICATIONS ASSOCIATION”**

ATI Technologies, Inc (“ATI”) hereby submits the following Opposition to the  
Petition for Reconsideration and Clarification of the Nation Cable &  
Telecommunications Association (“NCTA”) on First Report and Order in the above  
captioned proceeding (the “Broadcast Flag Order”).

ATI is a leading supplier of digital television demodulator and visual image  
processing products for the personal computer and consumer electronic industries. In  
addition to being one of the world’s largest computer graphics chip suppliers, it  
develops and sells add-in boards for the personal computer that allow consumers to  
watch and record analog television on the computer.

The NCTA states the Commission has recognized that it is "unnecessary and  
impractical to subject every robust home network connector, which is already  
controlled by a compliant device, to the Table A approval process"<sup>1</sup>. We agree,  
however, ATI is concerned because we believe the existing rules are quite clear with

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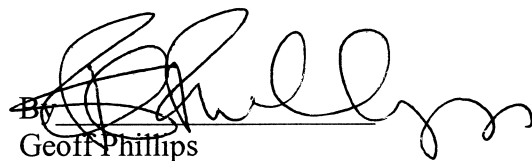
<sup>1</sup> See, Petition for Reconsideration and Clarification of the National Cable and Telecommunications Association., in MB Docket No. 02-230 (filed Jan. 2, 2004) at § IV.

respect to the permissible use of a "Robust Method" for output of altered Unscreened Content.<sup>2</sup> As §73.9003(a)(5) states, a covered demodulator product may output, or direct to be output, "such content to another product and such covered demodulator product exercises sole control ... over access to such content in usable form in such other product."

Thus, Product A (the covered demodulator product) may send altered Unscreened Content to another device using a Robust Method. But, no device except Product A could access that content in a usable form. That appears to be clear and straight forward. If NCTA is merely requesting a reaffirmation of that statement by the Commission, ATI withdraws any objection. On the other hand, if it appears in oppositions filed by other parties that NCTA's request is interpreted as an attempt to narrow or broaden the meaning of §73.9003(a)(5), ATI reserves its right to reply.

Respectfully submitted,

ATI Technologies, Inc.  
33 Commerce Valley Drive East  
Thornhill, Ontario L3T 7N6  
Canada

A handwritten signature in black ink, appearing to read "Geoff Phillips", written over a horizontal line.

Geoff Phillips  
Vice-President and General Manager  
DTV Business Unit  
Consumer Products Division  
ATI Technologies, Inc.

March 10, 2004

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<sup>2</sup> Unencrypted digital terrestrial broadcast content where the covered demodulator has not inspected the EIT or PMT for the flag.